

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF:

1615 LLL, LLC t/a Beacon
Hotel and Corporate Quarters
1615 Rhode Island Avenue, NW
Retailer CH - ANC-2B
License No. ABRA-077109
Case #15-PRO-00060

(Substantial Change -
Summer Garden Endorsement)

June 15, 2015

The Alcoholic Beverage Control Board
met in the Alcoholic Beverage Control Hearing
Room, Reeves Building, 2000 14th Street, N.W.,
Suite 400S, Washington, D.C. 20009, Ms. LaVerne
Fletcher, Agent, presiding.

1 P-R-O-C-E-E-D-I-N-G-S

2 10:41 a.m.

3 AGENT FLETCHER: And, Mr. Smith, are
4 you here on behalf of the ANC-2B for Beacon Hotel
5 as well?

6 MR. SMITH: Yes, I am.

7 AGENT FLETCHER: Would the parties in
8 the matter of Beacon Hotel and Corporate
9 Quarters, please, come forward? This is Case No.
10 15-PRO-00060, 1615 LLL, LLC t/a Beacon Hotel and
11 Corporate Quarters, 1615 Rhode Island Avenue,
12 N.W., License No. ABRA-077109. This is a
13 Retailer Class CH substantial change - summer
14 garden endorsement.

15 The protest issues are adverse impact
16 on peace, order and quiet.

17 My name is Laverne Fletcher. I'm
18 conducting the Roll Call hearing as the Board's
19 Agent pursuant to D.C. Official Code 1601.2.

20 Present on behalf of the hotel?

21 MR. WOODSON: Good morning, Ms.
22 Fletcher. I'm Roderic Woodson. I'm a partner at

1 Holland & Knight and we are counsel to the Beacon
2 Hotel.

3 AGENT FLETCHER: Good morning, Mr.
4 Woodson. And your name, sir?

5 MR. TORRES: My name is Hector Torres.
6 I am the general manager of the Beacon Hotel and
7 Corporate Quarters.

8 AGENT FLETCHER: Yes. And could you
9 spell that for the record, please?

10 MR. TORRES: Yes, of course. H-E-C-T-
11 O-R and the last name Torres, T-O-R-R-E-S.

12 AGENT FLETCHER: Thank you, Mr.
13 Torres.

14 MR. TORRES: You're welcome.

15 AGENT FLETCHER: And on behalf of ANC-
16 2B?

17 MR. SMITH: Good morning. I'm Noah
18 Smith, Chair of ANC-2B.

19 AGENT FLETCHER: Thank you, Mr. Smith.
20 ANC-2B does have standing as a protestant.

21 Today we are just going to set a date
22 for mediation. I don't have the dates available

1 for a Status Hearing, at this point, but the
2 Status Hearing is going to be on July 15 or July
3 22nd, so we need to set a date for mediation
4 before that.

5 I'm going to give you the next
6 available date for mediation. The next available
7 date is Tuesday, July 7. We could do it at 9:00
8 in the morning on that day.

9 MR. SMITH: That should work well for
10 us. I'm just looking at Commissioner Nichols'
11 schedule that she sent you this morning. That
12 looks like that works well for her.

13 MR. WOODSON: What time?

14 AGENT FLETCHER: Oh, at 9:00 in the
15 morning.

16 Does that work for you, Mr. Woodson?

17 MR. WOODSON: Yes, for mediation. I
18 would note that we trust that this mediation will
19 go forward. We have -- there has been a
20 substantial amount of discussion with the ANC
21 about this.

22 AGENT FLETCHER: Excuse me in the

1 back. Excuse me.

2 UNIDENTIFIED SPEAKER: Sorry.

3 AGENT FLETCHER: Thank you.

4 MR. WOODSON: All right. There has
5 been a substantial amount of discussion between
6 the Beacon Hotel representatives and Ms. Nichols.
7 Mr. Torres, would you care to elaborate on that?

8 MR. TORRES: Yes. Good morning and
9 thank you very much for this opportunity.

10 The discussion has been based on
11 several attempts at really trying to come to a
12 settlement and we have actually for a settlement
13 agreement that we have actually presented, that
14 actually does represent the interests of the ANC
15 and the -- whatever other parties have been
16 presented.

17 And we wanted to make -- to certainly
18 proceed with that, you know, if we can, in the
19 hopes that we can actually come to a settlement
20 on the issue.

21 We recognize certain of the
22 particulars that the ANC has put forth and I

1 think that the agreement, settlement agreement
2 that we have provided will absolutely address
3 those particular issues.

4 In fact, Ms. Nichols had mentioned on
5 several occasions that we may be able to proceed
6 operating the hotel if, the skybar portion that
7 we are seeking, we were to agree upon a certain
8 volume level, which we have already agreed upon
9 until settlement is such, because there is,
10 obviously, a great deal of financial duress in
11 not operating the facility for the time being and
12 we would like to be able to present and accept,
13 you know, certain of the volume parameters that
14 she had submitted and until such time that we
15 reach a settlement.

16 AGENT FLETCHER: So then on July 7 at
17 9:00, that will be a good starting point. I
18 mean, you have a draft settlement, proposed
19 settlement already?

20 MR. TORRES: Yes.

21 AGENT FLETCHER: We can talk about it
22 at that time.

1 So anything else, Mr. Woodson?

2 MR. WOODSON: There is always a lot to
3 say --

4 AGENT FLETCHER: Yes.

5 MR. WOODSON: -- Ms. Fletcher, but no,
6 not at this time.

7 AGENT FLETCHER: So the mediation, I
8 have it down for July 7 at 9:00 a.m.

9 MR. WOODSON: Thank you.

10 MR. SMITH: Thank you.

11 AGENT FLETCHER: Thank you. The Roll
12 Call Hearing is concluded. Thank you.

13 MR. WOODSON: Ms. Fletcher, may I --
14 before we leave the proceeding --

15 AGENT FLETCHER: Back on the record,
16 please.

17 MR. WOODSON: You did make mention
18 that the Board's status call will be July 15th or?

19 AGENT FLETCHER: The 22nd.

20 MR. WOODSON: One of -- we request
21 that that status call not be changed.

22 AGENT FLETCHER: Yes.

1 MR. WOODSON: We are prepared to
2 handle either one.

3 AGENT FLETCHER: Yes.

4 MR. WOODSON: I noted in
5 communications with the ANC representative, Ms.
6 Nichols, that she was unavailable any of those
7 dates and would not subsequently be available
8 until some time in the middle of August.

9 With all due respect to Ms. Nichols'
10 schedule --

11 AGENT FLETCHER: Yes.

12 MR. WOODSON: -- we don't think that
13 that is appropriate to delay this -- the
14 processing of this matter beyond August.

15 AGENT FLETCHER: Yes.

16 MR. WOODSON: The August date. I know
17 that the Board usually is on recess in August,
18 which means that, in effect, we are looking now
19 in September if that were here to -- we object to
20 that.

21 AGENT FLETCHER: Yes. Okay. Thank
22 you.

1 MR. WOODSON: Thank you.

2 AGENT FLETCHER: Thank you, Mr.

3 Woodson.

4 MR. WOODSON: All right.

5 AGENT FLETCHER: And I'll pass that
6 along as well.

7 MR. WOODSON: Thank you very much, Ms.
8 Fletcher.

9 AGENT FLETCHER: Okay. You're
10 welcome.

11 So the Roll Call Hearing is concluded.
12 Thank you very much.

13 (Whereupon, the Roll Call Hearing in
14 the above-entitled matter was concluded at 10:47
15 a.m.)

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<p>A</p> <p>a.m 2:2 7:8 9:15 able 6:5,12 above-entitled 9:14 ABRA-077109 1:10 2:12 absolutely 6:2 accept 6:12 address 6:2 adverse 2:15 Agent 1:18 2:3,7,19 3:3 3:8,12,15,19 4:14,22 5:3 6:16,21 7:4,7,11 7:15,19,22 8:3,11,15 8:21 9:2,5,9 agree 6:7 agreed 6:8 agreement 5:13 6:1,1 Alcoholic 1:3,16,16 amount 4:20 5:5 ANC 3:15 4:20 5:14,22 8:5 ANC-2B 1:10 2:4 3:18 3:20 appropriate 8:13 attempts 5:11 August 8:8,14,16,17 available 3:22 4:6,6 8:7 Avenue 1:9 2:11</p>	<p>concluded 7:12 9:11,14 conducting 2:18 Control 1:3,16,16 Corporate 1:9 2:8,11 3:7 counsel 3:1 course 3:10</p> <p>D</p> <p>D.C 1:17 2:19 date 3:21 4:3,6,7 8:16 dates 3:22 8:7 day 4:8 deal 6:10 delay 8:13 discussion 4:20 5:5,10 DISTRICT 1:1 draft 6:18 due 8:9 duress 6:10</p> <p>E</p> <p>effect 8:18 either 8:2 elaborate 5:7 endorsement 1:12 2:14 Excuse 4:22 5:1</p> <p>F</p> <p>facility 6:11 fact 6:4 financial 6:10 Fletcher 1:18 2:3,7,17 2:22 3:3,8,12,15,19 4:14,22 5:3 6:16,21 7:4,5,7,11,13,15,19 7:22 8:3,11,15,21 9:2 9:5,8,9 forth 5:22 forward 2:9 4:19</p>	<p>hopes 5:19 hotel 1:9 2:4,8,10,20 3:2,6 5:6 6:6</p> <p>I</p> <p>impact 2:15 interests 5:14 Island 1:9 2:11 issue 5:20 issues 2:15 6:3</p> <p>J</p> <p>July 4:2,2,7 6:16 7:8,18 June 1:14</p> <p>K</p> <p>Knight 3:1 know 5:18 6:13 8:16</p> <p>L</p> <p>LaVerne 1:17 2:17 leave 7:14 level 6:8 License 1:10 2:12 LLC 1:8 2:10 LLL 1:8 2:10 looking 4:10 8:18 looks 4:12 lot 7:2</p> <p>M</p> <p>manager 3:6 matter 1:7 2:8 8:14 9:14 mean 6:18 means 8:18 mediation 3:22 4:3,6,17 4:18 7:7 mention 7:17 mentioned 6:4 met 1:16 middle 8:8 morning 2:21 3:3,17 4:8,11,15 5:8</p> <p>N</p> <p>N.W 1:17 2:12 name 2:17 3:4,5,11 need 4:3 Nichols 4:10 5:6 6:4 8:6 8:9 Noah 3:17 note 4:18 noted 8:4 NW 1:9</p> <p>O</p> <p>O-R 3:11 object 8:19</p>	<p>obviously 6:10 occasions 6:5 Official 2:19 Oh 4:14 Okay 8:21 9:9 operating 6:6,11 opportunity 5:9 order 2:16</p> <p>P</p> <p>P-R-O-C-E-E-D-I-N-G-S 2:1 parameters 6:13 particular 6:3 particulars 5:22 parties 2:7 5:15 partner 2:22 pass 9:5 peace 2:16 please 2:9 3:9 7:16 point 4:1 6:17 portion 6:6 prepared 8:1 present 2:20 6:12 presented 5:13,16 presiding 1:18 proceed 5:18 6:5 proceeding 7:14 processing 8:14 proposed 6:18 protest 2:15 protestant 3:20 provided 6:2 pursuant 2:19 put 5:22</p> <p>Q</p> <p>Quarters 1:9 2:9,11 3:7 quiet 2:16</p> <p>R</p> <p>reach 6:15 really 5:11 recess 8:17 recognize 5:21 record 3:9 7:15 Reeves 1:17 represent 5:14 representative 8:5 representatives 5:6 request 7:20 respect 8:9 Retailer 1:10 2:13 Rhode 1:9 2:11 right 5:4 9:4 Roderic 2:22 Roll 1:5 2:18 7:11 9:11 9:13</p>
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